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12 Attorneys for Defendants  
13 CITY OF LOS ANGELES  
14 (also erroneously sued as the Office of Wage  
15 Standards for the City of Los Angeles) and  
16 ERIC GARCETTI, in his official capacity as  
17 Mayor of Los Angeles

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**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**

BARLOW RESPIRATORY HOSPITAL,  
at al.;

Case No. 2:22-CV-04828-JLS-GJS

Plaintiffs,

v.

CITY OF LOS ANGELES; OFFICE OF  
WAGE STANDARDS FOR THE CITY  
OF LOS ANGELES; ERIC GARCETTI,  
in his official capacity as Mayor of Los  
Angeles; and DOES 1-20,

Defendants.

**JOINT STATUS UPDATE ON  
REFENDARY PETITION AND  
REQUEST FOR CONTINUANCE OF  
HEARING ON MOTION FOR  
PRELIMINARY INJUNCTION [Fed.  
R. Civ. P. 65]**

Hearing Date: September 16, 2022  
Time: 10:30 a.m.  
Courtroom: 8A

Requested Hearing Date:  
September 23, 2022

**Hon. Josephine L. Staton**  
**United States District Judge**

1                   **Relevant Procedural History**

2                   On July 15, 2022, Plaintiffs Barlow Respiratory Hospital, PIH Health Good  
 3                   Samaritan Hospital, Providence Holy Cross Medical Center, Hospital Association of  
 4                   Southern California, and California Hospital Association (“Plaintiffs”) filed a Motion for  
 5                   Preliminary Injunction [Dkt. 17], which Defendants City of Los Angeles<sup>1</sup> and Eric Garcetti  
 6                   (“Defendants”) opposed. Dkt. 26. On August 2, 2022, and August 16, 2022, Plaintiffs  
 7                   and Defendants (collectively, “the Parties”) stipulated to continue the hearing on  
 8                   Plaintiffs’ Motion for Preliminary Injunction in light of developments regarding the  
 9                   referendary petition for Los Angeles Ordinance No. 187566. Dkt. 30 and 32. The Court  
 10                   granted the stipulations [Dkt. 31 and 33], ultimately resulting in the hearing being  
 11                   continued to September 16, 2022. Dkt. 33. The Court further ordered the Parties “to  
 12                   promptly notify the Court on any developments that would necessitate a change or  
 13                   cancellation of this hearing date.” Dkt. 33.

14                   **Status Report re Developments**

15                   The Parties submit the following status update: On August 30, 2022, the Los  
 16                   Angeles City Clerk concluded its initial review, determined there was a sufficient number  
 17                   of signatures on the referendary petition, and issued a Final Conditional Acceptance of  
 18                   Filing receipt for the referendary petition against the Ordinance pursuant to Los Angeles  
 19                   City Election Code § 716. The Final Conditional Acceptance receipt is attached as  
 20                   **Exhibit A**. The news release issued by the City Clerk’s Office dated August 30, 2022,  
 21                   concerning the outcome of the initial review is attached as **Exhibit B**.

22                   As a result, the City Clerk is now conducting a random sampling review of the  
 23                   signatures to the referendary petition, which is to be concluded by September 13, 2022.  
 24                   *Id.*, § 717(b). If sufficient, the Ordinance will remain suspended until approved by the  
 25                   voters at an election; if insufficient, the Ordinance will take immediate effect upon the  
 26                   certification. *See* Los Angeles Charter § 461(c). However, if the random sampling shows

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28                   <sup>1</sup> The City of Los Angeles contends that the Office of Wage Standards for the  
 City of Los Angeles is not a separate legal entity.

1 the number of valid signatures is within 90-110% of the number needed to declare the  
2 referendary petition sufficient, the City Clerk will, within 30 days after completing the  
3 random sampling, examine and verify each signature filed. Los Angeles City Election  
4 Code § 717(b).

5 **Request for Continuance on the Hearing on Plaintiffs' Motion**

6 Based on the current status and the anticipated time it will take for the process to be  
7 completed under City law, and in the interest of judicial economy, the parties request the  
8 hearing on Plaintiffs' Motion for Preliminary Injunction be continued one-week from  
9 September 16, 2022, to September 23, 2022, at 10:30 a.m. The Parties will promptly  
10 notify the Court after September 13, 2022, of any developments that would necessitate a  
11 change or cancellation of that hearing date.

12 IT IS SO STIPULATED.

13  
14 Dated: September 9, 2022 Respectfully submitted,

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16 GIBSON, DUNN & CRUTCHER LLP

17 By: /s/ Maurice Suh  
18 Maurice Suh

19 Attorneys for Plaintiff California Hospital  
20 Association

21 BELL, MCANDREWS & HILTACHK, LLP

22  
23 By: /s/ Thomas W. Hiltachk  
24 Thomas W. Hiltachk

25  
26 Attorneys for Plaintiffs Barlow Respiratory  
27 Hospital; PIH Health Good Samaritan Hospital;  
28 Providence Holy Cross Medical Center; Hospital  
Association of Southern California

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4 **ARLENE N. HOANG, Deputy City Attorney**  
5 **JOSEPH S. PERSOFF, Deputy City Attorney**

6 By: /s/ Arlene N. Hoang  
7 Arlene N. Hoang, Deputy City Attorney  
8 Counsel for Defendants City of Los Angeles (also  
9 erroneously sued as the Office of Wage Standards  
10 for the City of Los Angeles) and Eric Garcetti

11 **ECF ATTESTATION**

12 I, Arlene N. Hoang, hereby attest pursuant to Local Rule 5-4.3.4(a)(2) that the  
13 concurrence in the filing of this document has been obtained by the above signatories.

14 Dated: September 9, 2022

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17 /s/ Arlene N. Hoang  
18 Arlene N. Hoang  
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